

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 247

BY TRANSPORTATION AND DEFENSE COMMITTEE

AN ACT

RELATING TO MOTOR VEHICLES; AMENDING SECTION 49-402, IDAHO CODE, TO REVISE ANNUAL REGISTRATION FEES FOR CERTAIN VEHICLES, TO PROVIDE FOR DEPOSIT OF MONEYS, TO PROVIDE FOR ANNUAL REGISTRATION FEES FOR CERTAIN VEHICLES AND TO PROVIDE EFFECTIVE DATES; AMENDING SECTION 49-402B, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE; AMENDING SECTION 49-411, IDAHO CODE, TO REVISE VALIDATION FEE PROVISIONS RELATING TO DEALER AND MANUFACTURER PLATES, TO PROVIDE VALIDATION FEE PROVISIONS RELATING TO DEALER AND MANUFACTURER PLATES AND TO PROVIDE EFFECTIVE DATES; AMENDING SECTION 49-426, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE; AMENDING SECTION 49-431, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE; AMENDING SECTION 49-432, IDAHO CODE, TO REVISE SPECIFIED PERMIT FEES, TO DELETE REFERENCE TO CERTAIN PERMIT FEES, TO PROVIDE CERTAIN PERMIT FEES, TO PROVIDE CODE REFERENCES AND TO PROVIDE A CORRECT CODE REFERENCE; AMENDING SECTION 49-434, IDAHO CODE, TO DELETE REFERENCE TO CERTAIN REGISTRATION FEES, TO PROVIDE CERTAIN REGISTRATION FEES, TO PROVIDE FOR DEPOSIT OF MONEYS, TO PROVIDE CORRECT CODE REFERENCES, TO REVISE CERTAIN REGISTRATION AND ADMINISTRATIVE FEES, TO PROVIDE EFFECTIVE DATES, TO PROVIDE OPTIONS TO CERTAIN ANNUAL REGISTRATIONS, TO SPECIFY PROCESS PROVISIONS, TO PROVIDE FOR ADMINISTRATIVE FEES, TO DELETE REFERENCE TO PROVISIONS RELATING TO REGISTRATION FEES FOR SPECIFIED COMMERCIAL AND FARM VEHICLES, TO PROVIDE FOR REGISTRATION FEES FOR SPECIFIED COMMERCIAL AND FARM VEHICLES, TO REVISE FEE PROVISIONS RELATING TO SPECIFIED COMMERCIAL AND FARM VEHICLES AND TO DELETE REFERENCE TO CERTAIN USE FEES; AMENDING SECTION 49-435, IDAHO CODE, TO REVISE AN IDENTIFICATION CHARGE, TO REVISE A CODE REFERENCE AND TO CLARIFY THAT CERTAIN FEES SHALL BE PAID PURSUANT TO APPLICABLE CODE REFERENCES; AMENDING SECTION 49-439, IDAHO CODE, TO PROVIDE CORRECT CODE REFERENCES; AMENDING SECTION 49-443, IDAHO CODE, TO PROVIDE CODE REFERENCES, TO REVISE CODE REFERENCES AND TO REVISE CERTAIN TRANSFER FEES RELATING TO VEHICLES DESTROYED BY FIRE OR ACCIDENT; AMENDING SECTION 49-450, IDAHO CODE, TO REVISE THE FEE RELATING TO THE ISSUANCE OF PLATES; AMENDING SECTION 67-7122, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE; AND PROVIDING AN EFFECTIVE DATE.

Be It Enacted by the Legislature of the State of Idaho:

SECTION 1. That Section 49-402, Idaho Code, be, and the same is hereby amended to read as follows:

49-402. ANNUAL REGISTRATION.

(1) (a) The annual fee for operating each pickup truck, each neighborhood electric vehicle and each other motor vehicle having a maximum gross weight not in excess of eight thousand (8,000) pounds and that complies with the federal motor vehicle safety standards as defined in section 49-107, Idaho Code, shall be:

Vehicles one (1) and two (2) years old .....	<del>\$4872.00</del>
Vehicles three (3) and four (4) years old .....	<del>\$3660.00</del>
Vehicles five (5) and six (6) years old .....	<del>\$3648.00</del>
Vehicles seven (7) and eight (8) years old .....	<del>\$2436.00</del>
Vehicles over eight (8) years old .....	<del>\$2430.00</del>

(b) There shall be twelve (12) registration periods, starting in January for holders of validation registration stickers numbered 1, and proceeding consecutively through December for holders of validation registration stickers numbered 12, each of which shall start on the first day of a calendar month and end on the last day of the twelfth month from the first day of the beginning month. Registration periods shall expire midnight on the last day of the registration period in the year designated by the validation registration sticker. The numeral digit on the validation registration stickers shall, as does the registration card, fix the registration period under the staggered plate system of Idaho for the purpose of reregistration and notice of expiration.

(c) A vehicle that has once been registered for any of the above designated periods shall, upon reregistration, be registered for the period bearing the same number, and the registration card shall show and be the exclusive proof of the expiration date of registration and licensing. Vehicles may be initially registered for less than a twelve (12) month period, or for more than a twelve (12) month period, and the fee prorated on a monthly basis if the fractional registration tends to fulfill the purpose of the monthly series registration system.

(d) From February 1, 2010, through January 31, 2011, twenty-eight percent (28%) of the moneys from the fees assessed pursuant to this subsection (1), shall be deposited to the highway maintenance, preservation and restoration fund as established in section 40-701A, Idaho Code.

(2) For all school buses operated either by a nonprofit, nonpublic school or operated pursuant to a service contract with a school district for transporting children to or from school or in connection with school approved activities, the annual fee shall be twenty-four dollars (\$24.00).

(3) For all motorcycles and motor-driven cycles which comply with the federal motor vehicle safety standards, operated upon the public highways the annual fee shall be nine dollars (\$9.00).

(4) Subsections (1)(a) and (1)(d) of this section shall be in full force and effect on and after January 1, 2010, through December 31, 2010. Subsections (1)(b) and (1)(c) of this section shall be in full force and effect on and after January 1, 2010.

(5) (a) The annual fee for operating each pickup truck, each neighborhood electric vehicle and each other motor vehicle having a maximum gross weight not in excess of

eight thousand (8,000) pounds and that complies with the federal motor vehicle safety standards as defined in section 49-107, Idaho Code, shall be:

Vehicles one (1) and two (2) years old .....	\$78.00
Vehicles three (3) and four (4) years old .....	\$66.00
Vehicles five (5) and (6) years old .....	\$54.00
Vehicles seven (7) and eight (8) years old .....	\$42.00
Vehicles over eight (8) years old .....	\$33.00

(b) From February 1, 2011, through January 31, 2012, thirty-five percent (35%) of the moneys from the fees assessed pursuant to this subsection (5), shall be deposited to the highway maintenance, preservation and restoration fund as established in section 40-701A, Idaho Code.

(6) Subsection (5) of this section shall be in full force and effect on and after January 1, 2011, through December 31, 2011.

(7) (a) The annual fee for operating each pickup truck, each neighborhood electric vehicle and each other motor vehicle having a maximum gross weight not in excess of eight thousand (8,000) pounds and that complies with the federal motor vehicle safety standards as defined in section 49-107, Idaho Code, shall be:

Vehicles one (1) and two (2) years old .....	\$84.00
Vehicles three (3) and four (4) years old .....	\$72.00
Vehicles five (5) and six (6) years old .....	\$60.00
Vehicles seven (7) and eight (8) years old .....	\$48.00
Vehicles over eight (8) years old .....	\$36.00

(b) Beginning on February 1, 2012, forty-one percent (41%) of the moneys from the fees assessed pursuant to this subsection (7), shall be deposited to the highway maintenance, preservation and restoration fund as established in section 40-701A, Idaho Code.

(8) Subsection (7) of this section shall be in full force and effect on and after January 1, 2012.

(9) For operation of an all-terrain vehicle, utility type vehicle or motorbike, excluding a motorbike with an engine displacement of fifty (50) cubic centimeters or less, on public lands, a restricted vehicle license plate fee pursuant to section 49-450, Idaho Code, shall be paid. In addition, the registration fee specified in section 67-7122, Idaho Code, shall be paid as provided in section 67-7122, Idaho Code. The registration and restricted vehicle license plate exemption provided in section 49-426(2), Idaho Code, applies to all-terrain vehicles, utility type vehicles, motorbikes and motorcycles used for the purposes described in subsection (2) of section 49-426, Idaho Code.

(~~5~~10) For all motor homes the fee shall be as specified in subsection (1) of this section and shall be in addition to the fees provided for in section 49-445, Idaho Code.

(~~6~~11) Registration fees shall not be subject to refund.

(~~7~~12) A financial institution or repossession service contracted to a financial institution repossessing vehicles under the terms of a security agreement shall move the vehicle from the place of repossession to the financial institution's place of business on a repossession plate. The repossession plate shall also be used for demonstrating the vehicle to a prospective purchaser for a period not to exceed ninety-six (96) hours. The registration fees for repossession plates shall be as required in subsection (1) of this section for a vehicle one (1) and two (2) years old. All other fees required under chapter 4, title 49, Idaho Code, shall be in

addition to the registration fee. The repossession plate shall be issued on an annual basis by the department.

(§13) In addition to the annual registration fee in this section, there shall be an initial program fee of twenty-five dollars (\$25.00) and an annual program fee of fifteen dollars (\$15.00) for all special license plate programs for those license plates issued pursuant to sections 49-404A, 49-407, 49-408, 49-409, 49-414, 49-416, 49-418 and 49-418D, Idaho Code. For special plates issued pursuant to sections 49-406 and 49-406A, Idaho Code, there shall be an initial program fee of twenty-five dollars (\$25.00) but there shall be no annual renewal fee. For special plates issued pursuant to sections 49-415C, 49-415D, 49-415E, 49-416A, 49-416B, 49-416C, 49-416D, 49-416E, 49-417, 49-417A, 49-417B, 49-417C, 49-417D, 49-417E, 49-418A, 49-418B, 49-418C, 49-418E, 49-419, 49-419A, 49-419B, 49-419C, 49-419D, 49-420, 49-420A, 49-420B, 49-420C, 49-420D, 49-420E and 49-420G, Idaho Code, there shall be an initial program fee of thirty-five dollars (\$35.00) and an annual program fee of twenty-five dollars (\$25.00). The fees contained in this subsection shall be applicable to all new special plate programs. The initial program fee and the annual program fee shall be deposited in the state highway account and shall be used to fund the cost of administration of special license plate programs, unless otherwise specified by law.

(§14) Any vehicle that does not meet federal motor vehicle safety standards shall not be registered and shall not be permitted to operate on public highways of the state, as defined in section 40-117, Idaho Code, unless otherwise specifically authorized.

SECTION 2. That Section 49-402B, Idaho Code, be, and the same is hereby amended to read as follows:

49-402B. OPTIONAL BIENNIAL REGISTRATION. (1) At the option of the applicant, any vehicle registered under the provisions of section 49-402(1) through (~~§10~~), Idaho Code, may be registered for a period of two (2) years for a fee that is double the fee currently assessed for annual registration of the vehicle in section 49-402, Idaho Code.

(2) If any vehicle registered under a special license plate program is registered for a two (2) year period as provided in this section, the registrant shall also be required to pay the special programs fees for a two (2) year period.

(3) The additional fee collected for emergency medical services pursuant to section 49-452, Idaho Code, or project choice pursuant to section 49-454, Idaho Code, shall also be doubled for any registration issued under the provisions of this section.

(4) The administrative fee collected for issuance of a motor vehicle registration shall be the same as for an annual registration and shall not be doubled or in any way increased solely because of registration under the provisions of this section.

SECTION 3. That Section 49-411, Idaho Code, be, and the same is hereby amended to read as follows:

49-411. DEALER AND MANUFACTURER PLATE – FEES. (1) Any person conducting the business of manufacturing, buying, selling or dealing in vehicles, and licensed as a manufacturer of or a dealer in vehicles, and owning and operating any such vehicle upon any highway may, in lieu of registering each vehicle obtain from the department upon application on the proper form and payment of the required fee, and attach to each vehicle, one (1) number plate as required for different classes of vehicles in section 49-434, Idaho Code.

The special number plate shall bear a distinctive number assigned to the manufacturer or dealer, the name of this state, which may be abbreviated, and the year for which the plate is issued, together with words which may be abbreviated or a distinguishing symbol indicating that the plate is issued to a manufacturer or dealer.

(a) Dealer license plates shall be limited to two (2) license plates for up to twenty (20) vehicles sold during the previous dealer licensing period and one (1) license plate for each ten (10) additional vehicles sold during the previous dealer licensing period. Any new dealer who applies for a dealer license shall be eligible for the number of dealer plates requested based on the number of vehicles that the dealer estimates he will sell during the first year of licensure.

(b) Upon renewal of a dealer's license, the department may audit vehicle sales from previous years to determine the number of dealer plates that will be authorized for the current dealer licensing period.

(2) The fee to validate a dealer or manufacturer number plate shall be ~~twelve~~ eighteen dollars (\$~~12~~18.00) for each validation sticker.

(3) Subsection (2) of this section shall be in full force and effect on and after January 1, 2010, through December 31, 2010.

(4) The fee to validate a dealer or manufacturer number plate shall be nineteen dollars and eighty cents (\$19.80) for each validation sticker.

(5) Subsection (4) of this section shall be in full force and effect on and after January 1, 2011, through December 31, 2011.

(6) The fee to validate a dealer or manufacturer number plate shall be twenty-two dollars and twenty-seven cents (\$22.27) for each validation sticker.

(7) Subsection (6) of this section shall be in full force and effect on and after January 1, 2012.

(8) All such fees shall be paid to the state treasurer and deposited to the state highway account.

SECTION 4. That Section 49-426, Idaho Code, be, and the same is hereby amended to read as follows:

49-426. EXEMPTIONS FROM OPERATING FEES. The provisions of this chapter with respect to operating fees shall not apply to:

(1) Motor vehicles owned or leased by the United States, the state, a city, a county, any department thereof, any political subdivision or municipal corporation of the state, any taxing district of the state, any state registered nonprofit subscription fire protection unit, or any organization, whether incorporated or unincorporated, organized for the operation, maintenance, or management of an irrigation project or irrigation works or system or for the purpose of furnishing water to its members or shareholders, but in other respects shall be applicable.

(2) Farm tractors, implements of husbandry, those manufactured homes which qualify for an exemption under the provisions of section 49-422, Idaho Code, road rollers, wheel mounted tar buckets, portable concrete and/or mortar mixers, wheel mounted compressors, tow dollies, portable toilet trailers, street sweepers, and similar devices as determined by the department which are temporarily operated or moved upon the highways need not be registered under the provisions of this chapter, nor shall implements of husbandry be considered towed units under registration of vehicle combinations as defined in section 49-108(2), Idaho Code. In addition, self-propelled wheelchairs, three-wheeled bicycles, wheelchair conveyances, golf carts, lawn

1 mowers, and scooters operated by persons who by reason of physical disability are otherwise  
 2 unable to move about as pedestrians shall be exempt from registration requirements under  
 3 the provisions of this chapter. Motorcycles, motorbikes, utility type vehicles and all-terrain  
 4 vehicles need not be licensed under the provisions of this chapter or registered pursuant to the  
 5 provisions of section 67-7122, Idaho Code, if they are being used exclusively in connection  
 6 with agricultural, horticultural, dairy and livestock growing and feeding operations or used  
 7 exclusively for snow removal purposes. Travel upon the public highways shall be limited to  
 8 travel between farm or ranch locations. Motorcycles, motorbikes, utility type vehicles and  
 9 all-terrain vehicles used for this purpose shall meet the emblem requirements of section 49-619,  
 10 Idaho Code.

11 (3) Any political subdivision of the state of Idaho may, but only after sufficient public  
 12 notice is given and a public hearing held, adopt local ordinances designating highways or  
 13 sections of highways under its jurisdiction which are closed to all-terrain vehicles, utility type  
 14 vehicles and motorbikes licensed pursuant to this chapter and registered pursuant to section  
 15 67-7122, Idaho Code, and those vehicles exempt from licensing and registration pursuant to  
 16 subsection (2) of this section. The operation of licensed and registered all-terrain vehicles,  
 17 utility type vehicles and motorbikes and those vehicles exempt from licensing and registration  
 18 pursuant to subsection (2) of this section shall not be permitted on controlled access highways.  
 19 The requirements of title 18 and chapters 6, 8, 12, 13 and 14, title 49, Idaho Code, shall  
 20 apply to the operation of any licensed and registered all-terrain vehicle, utility type vehicle or  
 21 motorbike or those vehicles exempt from licensing and registration pursuant to subsection (2)  
 22 of this section upon highways that are not closed to such vehicles. Costs related to the posting  
 23 of signs on highways or sections of highways that are closed to such vehicles, indicating the  
 24 ordinance, are eligible for reimbursement through the motorbike recreation account created in  
 25 section 67-7126, Idaho Code.

26 (4) The Idaho transportation board may designate sections of state highways over which  
 27 all-terrain vehicles, utility type vehicles and motorbikes licensed pursuant to this chapter and  
 28 registered pursuant to section 67-7122, Idaho Code, and those vehicles exempt from licensing  
 29 and registration pursuant to subsection (2) of this section may cross. The requirements of  
 30 title 18, and chapters 6, 8, 12, 13 and 14, title 49, Idaho Code, shall apply to the operation  
 31 of licensed and registered all-terrain vehicles, utility type vehicles and motorbikes and those  
 32 vehicles exempt from licensing and registration pursuant to subsection (2) of this section when  
 33 using designated crossings on state highways.

34 (5) Subject to the licensing requirement provided for in section 49-402(49), Idaho Code,  
 35 all-terrain vehicles, utility type vehicles and motorbikes may be used on unpaved highways  
 36 located on state public lands or federal public lands which are not part of the highway system  
 37 of the state of Idaho, provided the registration requirements of section 67-7122, Idaho Code, are  
 38 met.

39 SECTION 5. That Section 49-431, Idaho Code, be, and the same is hereby amended to  
 40 read as follows:

41 49-431. ASSIGNMENT OR TRANSFER OF INTEREST – PROCEDURE. (1)  
 42 Whenever the owner of a vehicle registered under the provisions of sections 49-402 and  
 43 49-402A, Idaho Code, transfers or assigns his title or interest thereto, the registration card and  
 44 license plate shall remain with and in the possession of the transferor, and before the license  
 45 plate shall be displayed upon another vehicle owned by the transferor, the transferor shall have

1 that vehicle registered as provided for in section 49-401A, Idaho Code. The transfer fees  
 2 collected shall be paid to the county treasurer where the vehicle is registered and deposited in  
 3 the county current expense fund or in the state highway account if the transfer is made by the  
 4 department.

5 (a) For all vehicles registered under the provisions of section 49-402(1), Idaho Code, the  
 6 transferor shall pay the registration fee as specified in that subsection less the registration  
 7 fee already paid, plus a transfer fee of five dollars (\$5.00). If the transferor shall have an  
 8 older vehicle to be registered, the transferor shall pay a transfer fee of five dollars (\$5.00).

9 (b) For vehicles registered in accordance with subsections (2) through (4) of section  
 10 49-402, Idaho Code, the operating fee shall be the fee specified in those subsections, plus  
 11 a transfer fee of five dollars (\$5.00).

12 (c) For utility trailers registered under the provisions of section 49-402A, Idaho Code, the  
 13 original registration shall continue until its expiration date, upon payment of a transfer fee  
 14 of five dollars (\$5.00).

15 (2) For all vehicles registered under the fee schedule in section 49-434, Idaho Code,  
 16 except proportionally registered vehicles under section 49-435, Idaho Code, the transferor shall  
 17 pay the registration fee as specified in that section less the registration fee already paid, plus a  
 18 transfer fee of five dollars (\$5.00).

19 (3) For all vehicles registered under section 49-435, Idaho Code, the transferor shall  
 20 pay the registration fee as specified in section 49-434, Idaho Code, apportioned according to  
 21 the provisions of section 49-435, Idaho Code, less the apportioned fee previously paid plus a  
 22 transfer fee of eight dollars (\$8.00).

23 (4) In the event of a transfer by operation of law of the title or interest of an owner in  
 24 and to a vehicle registered as specified in sections 49-402, 49-402A, 49-434 and 49-435, Idaho  
 25 Code, as upon inheritance, devise or bequest, order in bankruptcy or insolvency, execution sale,  
 26 repossession upon default in performing the terms of a lease or executory sales contract, or  
 27 otherwise, the registration shall expire and the registration card and plates shall be surrendered  
 28 to the department. The vehicle shall not be operated upon the highways until and unless  
 29 the person entitled thereto shall apply for and obtain a new registration card and plates in  
 30 accordance with the provisions of section 49-401A, Idaho Code. However, an administrator,  
 31 executor, trustee or other representative of the owner, or a sheriff or other officer, or legal  
 32 representative of any such person may operate or cause to be operated any vehicle upon the  
 33 highway from the place of removal or place where formerly kept by the owner to a place of  
 34 keeping or storage, provided the place of removal and place of destination are both located  
 35 within the state of Idaho, and after obtaining a written permit from the department of the local  
 36 police authorities having jurisdiction of the highways and upon displaying in plain sight upon  
 37 the vehicle a placard bearing the name and address of the person authorizing and directing such  
 38 movement, the placard to be plainly readable from a distance of one hundred (100) feet during  
 39 daylight.

40 SECTION 6. That Section 49-432, Idaho Code, be, and the same is hereby amended to  
 41 read as follows:

42 49-432. TEMPORARY REGISTRATION FOR RESIDENTS AND NONRESIDENTS  
 43 – FEES. (1) When a vehicle or combination of vehicles subject to registration is to be moved  
 44 upon the public highways in the state of Idaho, the department may issue a permit in lieu of

registration for any vehicle or combination of vehicles upon the payment of a fee as set forth in the following schedule:

(a) One hundred twenty (120) hour permit

Single vehicle ..... \$603.00

Combination of vehicles ..... \$1206.00

(b) Fuel permit ..... \$603.00

(c) Thirty (30) day unladen weight permit ..... \$603.00

An owner-operator vehicle moving between lessee fleets where the vehicle registration was issued in the name of the former lessee shall be eligible for a thirty (30) day unladen weight permit for the unladen movement from the point of entry into the state to the destination of the new lessee's place of business.

If an annual registration is purchased within thirty (30) calendar days of issuance of a permit under paragraph (a) or (c) of this subsection (1), the amount of the permit fee shall be applied to the registration fee. No portion of a permit fee is subject to refund.

(2) Permits to operate a vehicle or combination of vehicles in excess of the registered maximum gross vehicle weight up to a maximum of one hundred twenty-nine thousand (129,000) pounds gross vehicle weight shall be:

(a) One hundred twenty (120) hour permit to increase gross weight ..... \$503.00

(b) Thirty (30) day permit to increase gross vehicle weight:

~~Maximum Registered~~

~~Gross Weight~~

~~of Vehicle~~

~~(Pounds)~~

~~Temporary Permitted~~

~~Maximum Gross Weight~~

~~(Pounds)~~

	<del>80,000</del>	<del>86,000</del>	<del>96,000</del>	<del>106,000</del>	<del>116,000</del>	<del>129,000</del>
<del>50,001-60,000</del>	<del>\$225</del>	<del>\$250</del>	<del>\$275</del>	<del>\$300</del>	<del>\$325</del>	<del>\$350</del>
<u>Maximum Registered</u>						
<u>Gross Weight</u>						
<u>of Vehicle</u>						
<u>(Pounds)</u>						
	<u>80,000</u>	<u>86,000</u>	<u>96,000</u>	<u>106,000</u>	<u>116,000</u>	<u>129,000</u>
<u>50,001-60,000</u>	<u>\$236</u>	<u>\$263</u>	<u>\$289</u>	<u>\$315</u>	<u>\$341</u>	<u>\$368</u>

The permit issued pursuant to this subsection (2) shall be specific to the motor vehicle to which it is issued. No permit or fee shall be transferable or apportionable to any other vehicle, nor shall any such fee be refundable. At the time of purchasing a permit, the applicant may purchase additional permits in any combination which does not exceed a maximum of ninety (90) days.



(3) A temporary permit shall be in a form, and issued under rules adopted by the board, and shall be displayed at all times while the vehicle is being operated on the highways by posting the permit upon the windshield of each vehicle or in another prominent place, where it may be readily legible.

(4) Any permit issued pursuant to subsection (2) of this section shall be purchased prior to movement of the vehicle on a highway, and such permit shall be in addition to and available only to a vehicle which is currently and validly registered in Idaho pursuant to section 49-432(1), 49-434(1), (9), (15) or 49-434(821)(c) or 49-435, Idaho Code.

(5) The department may select vendors to serve as agents on state highways for the purpose of selling permits where fixed ports of entry do not adequately serve a respective highway entering the state. The vendor shall be remunerated at the rate of three dollars (\$3.00) per permit sold, and he shall collect the fees specified in this section, and pay the fees to the department. The vendor shall guarantee payment by giving a bond to the state in a sum as shall be fixed by the board, the premium on the bond to be paid by the department.

SECTION 7. That Section 49-434, Idaho Code, be, and the same is hereby amended to read as follows:

49-434. OPERATING FEES.

(1) (a) There shall be paid on all commercial vehicles, noncommercial vehicles, and on all farm vehicles having a maximum gross weight not in excess of sixty thousand (60,000) pounds, an annual registration fee in accordance with the following schedule.

<del>Unladen Weight for Wreckers</del>	<del>Annual Registration Fee</del>	
<del>Maximum Gross Weight</del>	<del>Noncommercial and</del>	<del>Commercial</del>
<del>For Other Vehicles (Pounds)</del>	<del>Farm Vehicles</del>	<del>Vehicles and Wreckers</del>
<del>8,001-16,000 inc. ....</del>	<del>\$ 48.00</del>	<del>\$ 48.00</del>
<del>16,001-26,000 inc. ....</del>	<del>61.08</del>	<del>143.40</del>
<del>26,001-30,000 inc. ....</del>	<del>91.68</del>	<del>223.80</del>
<del>30,001-40,000 inc. ....</del>	<del>130.08</del>	<del>291.60</del>
<del>40,001-50,000 inc. ....</del>	<del>188.28</del>	<del>360.00</del>
<del>50,001-60,000 inc. ....</del>	<del>311.88</del>	<del>515.40</del>
<u>Unladen Weight for Wreckers</u>	<u>Annual Registration Fee</u>	
<u>Maximum Gross Weight</u>	<u>Noncommercial and</u>	<u>Commercial</u>
<u>For Other Vehicles (Pounds)</u>	<u>Farm Vehicles</u>	<u>Vehicles and Wreckers</u>
<u>8,001-16,000 inc. ....</u>	<u>\$ 72.00</u>	<u>\$ 72.00</u>
<u>16,001-26,000 inc. ....</u>	<u>86.00</u>	<u>200.00</u>
<u>26,001-30,000 inc. ....</u>	<u>120.00</u>	<u>280.00</u>
<u>30,001-40,000 inc. ....</u>	<u>160.00</u>	<u>350.00</u>
<u>40,001-50,000 inc. ....</u>	<u>225.00</u>	<u>400.00</u>
<u>50,001-60,000 inc. ....</u>	<u>350.00</u>	<u>560.00</u>

(b) From February 1, 2010, through January 31, 2011, twenty-six percent (26%) of the moneys from the fees assessed pursuant to this subsection (1), shall be deposited into the highway maintenance, preservation and restoration fund as established in section 40-701A, Idaho Code.

(2) There shall be paid on all commercial vehicles, irrespective of body type, and on all farm vehicles having a maximum gross weight in excess of sixty thousand (60,000) pounds, an annual registration fee in the amount prescribed by subsection (~~§21~~) of this section, as applicable.

(3) In addition, the annual registration fee for trailers shall be:

(a) Trailer or semitrailer in a combination of vehicles ..... ~~\$1522.050~~

(b) Rental utility trailer with a gross weight of two thousand (2,000) pounds or less ..... ~~\$812.00~~

(c) Rental utility trailer with a gross weight over two thousand (2,000) pounds ..... ~~\$1522.050~~

(4) As an option to the trailer and semitrailer and rental utility trailer annual registrations issued pursuant to subsection (3) of this section, the department may provide a nonexpiring registration for trailers and semitrailers, and an optional, extended registration for rental utility trailers.

(a) For trailers and semitrailers, the nonexpiring registration fee shall be one hundred ~~five~~ fifty-seven dollars and fifty cents (~~\$1057.50~~). The license plate originally issued shall remain on the trailer or semitrailer until the registration is canceled. If the registrant does not transfer the plate and registration to another trailer or semitrailer titled to the registrant, the plate and registration shall be canceled and no part of the fee is subject to refund. Provided however, the registrant may transfer the nonexpiring plate and registration to another trailer or semitrailer titled to the registrant. The registration document shall be the official record of the status of the nonexpiring registration. No pressure-sensitive validation sticker shall be required or issued for such nonexpiring license plate.

(b) For rental utility trailers, the registrant may prepay the annual registration for an additional one (1), two (2), three (3) or four (4) years, but in no event shall the optional registration period extend beyond five (5) years. The fee shall be as specified in subsection (3)(b) or (c) of this section. A pressure-sensitive sticker shall be used to validate the license plate. The license plate shall become void if the owner's interest in the rental utility trailer changes during the five (5) year period. If the owner fails to enter the rental utility trailer on the annual renewal application during the five (5) year period, the registration record shall be purged. Any unrenewed plate shall be returned to the department if it is not entered on the renewal application.

(5) A fleet registration option is available to owners who have twenty-five (25) or more commercial or farm vehicles or any combination thereof. Such owners may register all of their company vehicles with the department in lieu of registering with a county assessor. To qualify the fleet must be owned and operated under the unified control of one (1) person and the vehicles must be physically garaged and maintained in two (2) or more counties. Fleet registration shall not include fleets of rental vehicles. The department shall provide a registration application to the owner and the owner shall provide all information that the department determines is necessary. The department shall devise a special license plate numbering system for fleet-registered vehicles as an alternative to county license plates. The

fleet registration application and all subsequent registration renewals shall include the physical address where a vehicle is principally used, garaged and maintained. The fleet owner shall report the physical address to the department upon initial registration, on each renewal, and at any time a vehicle registered under this option is permanently transferred to another location.

(6) If the ownership of a vehicle changes during the registration period, the original owner may transfer the plate to another vehicle. The remaining fee shall be credited against the cost of the new registration. Refunds may be given for any unexpired portion of the vehicle registration fee if the plate is not transferred by the owner to another vehicle. Any request for refund shall include surrender of the license plate, validation sticker and registration document. Owners of vehicles registered under the international registration plan may request a refund of the unexpired portion of the Idaho vehicle registration fee by presenting evidence from the base jurisdiction that the license plate, validation sticker and registration document have been surrendered. A license plate shall not be transferred to another owner when the ownership of a vehicle changes. The owner shall obtain a replacement plate, validation sticker if required, and a registration document when a plate is lost, destroyed or becomes illegible.

(7) An administrative fee of ~~four~~ six dollars (\$~~4~~6.00) shall be paid and deposited to the state highway account on all registrations completed by the department under subsection (1) or (~~8~~21)(a) of this section. Vehicles registered under subsection (~~8~~21)(b) of this section shall pay the fee provided in section 49-435(2), Idaho Code.

(8) Subsections (1), (2), (3), (4) and (7) of this section shall be in full force and effect on and after January 1, 2010, through December 31, 2010. Subsections (5) and (6) of this section shall be in full force and effect on and after January 1, 2010.

(9) (a) There shall be paid on all commercial vehicles, noncommercial vehicles, and on all farm vehicles having a maximum gross weight not in excess of sixty thousand (60,000) pounds, an annual registration fee in accordance with the following schedule.

<u>Unladen Weight for Wreckers</u> <u>Maximum Gross Weight</u> <u>For Other Vehicles (Pounds)</u>	<u>Annual Registration Fee</u>	
	<u>Noncommercial and</u> <u>Farm Vehicles</u>	<u>Commercial</u> <u>Vehicles</u> <u>and Wreckers</u>
<u>8,001-16,000 inc.....</u>	<u>\$ 78.00</u>	<u>\$ 78.00</u>
<u>16,001-26,000 inc. ....</u>	<u>90.00</u>	<u>220.00</u>
<u>26,001-30,000 inc. ....</u>	<u>140.00</u>	<u>310.00</u>
<u>30,001-40,000 inc. ....</u>	<u>175.00</u>	<u>375.00</u>
<u>40,001-50,000 inc. ....</u>	<u>250.00</u>	<u>425.00</u>
<u>50,001-60,000 inc. ....</u>	<u>380.00</u>	<u>575.00</u>

(b) From February 1, 2011, through January 31, 2012, sixty-three percent (63%) of the moneys from the fees assessed pursuant to this subsection (9), shall be deposited into the highway maintenance, preservation and restoration fund as established in section 40-701A, Idaho Code.

(10) There shall be paid on all commercial vehicles, irrespective of body type, and on all farm vehicles having a maximum gross weight in excess of sixty thousand (60,000) pounds, an annual registration fee in the amount prescribed by subsection (21) of this section, as applicable.

(11) In addition, the annual registration fee for trailers shall be:

(a) Trailer or semitrailer in a combination of vehicles ..... \$24.00

1        (b) Rental utility trailer with a gross weight of two thousand (2,000) pounds or less  
2        ..... \$13.00  
3        (c) Rental utility trailer with a gross weight over two thousand (2,000) pounds ..... \$24.00  
4        (12) As an option to the trailer and semitrailer and rental utility trailer annual registrations  
5        issued pursuant to subsection (11) of this section, the department may provide a nonexpiring  
6        registration for trailers and semitrailers, and an optional, extended registration for rental utility  
7        trailers.

8        (a) For trailers and semitrailers, the nonexpiring registration fee shall be one hundred  
9        seventy dollars (\$170). The license plate originally issued shall remain on the trailer  
10       or semitrailer until the registration is canceled. If the registrant does not transfer the  
11       plate and registration to another trailer or semitrailer titled to the registrant, the plate  
12       and registration shall be canceled and no part of the fee is subject to refund. Provided  
13       however, the registrant may transfer the nonexpiring plate and registration to another  
14       trailer or semitrailer titled to the registrant. The registration document shall be the official  
15       record of the status of the nonexpiring registration. No pressure-sensitive validation  
16       sticker shall be required or issued for such nonexpiring license plate.

17       (b) For rental utility trailers, the registrant may prepay the annual registration for  
18       an additional one (1), two (2), three (3) or four (4) years, but in no event shall the  
19       optional registration period extend beyond five (5) years. The fee shall be as specified  
20       in subsection (11)(b) or (c) of this section. A pressure-sensitive sticker shall be used to  
21       validate the license plate. The license plate shall become void if the owner's interest in  
22       the rental utility trailer changes during the five (5) year period. If the owner fails to enter  
23       the rental utility trailer on the annual renewal application during the five (5) year period,  
24       the registration record shall be purged. Any unrenewed plate shall be returned to the  
25       department if it is not entered on the renewal application.

26       (13) An administrative fee of six dollars and sixty cents (\$6.60) shall be paid and  
27       deposited to the state highway account on all registrations completed by the department under  
28       subsection (9) or (21)(a) of this section. Vehicles registered under subsection (21)(b) of this  
29       section shall pay the fee provided in section 49-435(2), Idaho Code.

30       (14) Subsections (9) through (13) of this section shall be in full force and effect on and  
31       after January 1, 2011, through December 31, 2011.

32       (15) (a) There shall be paid on all commercial vehicles, noncommercial vehicles, and  
33       on all farm vehicles having a maximum gross weight not in excess of sixty thousand  
34       (60,000) pounds, an annual registration fee in accordance with the following schedule.

<u>Unladen Weight for Wreckers</u>	<u>Annual Registration Fee</u>	
<u>Maximum Gross Weight</u>	<u>Noncommercial and</u>	<u>Commercial</u>
<u>For Other Vehicles (Pounds)</u>	<u>Farm Vehicles</u>	<u>Vehicles</u>
	<u>and Wreckers</u>	
8,001-16,000 inc.....	<u>\$ 84.00</u>	<u>\$ 84.00</u>
16,001-26,000 inc.....	<u>100.00</u>	<u>240.00</u>
26,001-30,000 inc.....	<u>160.00</u>	<u>340.00</u>
30,001-40,000 inc.....	<u>190.00</u>	<u>400.00</u>
40,001-50,000 inc.....	<u>275.00</u>	<u>450.00</u>
50,001-60,000 inc.....	<u>410.00</u>	<u>600.00</u>

(b) Beginning February 1, 2012, sixty-five percent (65%) of the moneys from the fees assessed pursuant to this subsection (15), shall be deposited into the highway maintenance, preservation and restoration fund as established in section 40-701A, Idaho Code.

(16) There shall be paid on all commercial vehicles, irrespective of body type, and on all farm vehicles having a maximum gross weight in excess of sixty thousand (60,000) pounds, an annual registration fee in the amount prescribed by subsection (21) of this section, as applicable.

(17) In addition, the annual registration fee for trailers shall be:

(a) Trailer or semitrailer in a combination of vehicles ..... \$27.00

(b) Rental utility trailer with a gross weight of two thousand (2,000) pounds or less ..... \$14.00

(c) Rental utility trailer with a gross weight over two thousand (2,000) pounds ..... \$27.00

(18) As an option to the trailer and semitrailer and rental utility trailer annual registrations issued pursuant to subsection (17) of this section, the department may provide a nonexpiring registration for trailers and semitrailers, and an optional, extended registration for rental utility trailers.

(a) For trailers and semitrailers, the nonexpiring registration fee shall be one hundred ninety dollars (\$190). The license plate originally issued shall remain on the trailer or semitrailer until the registration is canceled. If the registrant does not transfer the plate and registration to another trailer or semitrailer titled to the registrant, the plate and registration shall be canceled and no part of the fee is subject to refund. Provided however, the registrant may transfer the nonexpiring plate and registration to another trailer or semitrailer titled to the registrant. The registration document shall be the official record of the status of the nonexpiring registration. No pressure-sensitive validation sticker shall be required or issued for such nonexpiring license plate.

(b) For rental utility trailers, the registrant may prepay the annual registration for an additional one (1), two (2), three (3) or four (4) years, but in no event shall the optional registration period extend beyond five (5) years. The fee shall be as specified in subsection (17)(b) or (c) of this section. A pressure-sensitive sticker shall be used to validate the license plate. The license plate shall become void if the owner's interest in the rental utility trailer changes during the five (5) year period. If the owner fails to enter the rental utility trailer on the annual renewal application during the five (5) year period, the registration record shall be purged. Any unrenewed plate shall be returned to the department if it is not entered on the renewal application.

(19) An administrative fee of seven dollars and forty-three cents (\$7.43) shall be paid and deposited to the state highway account on all registrations completed by the department under subsection (15) or (21)(a) of this section. Vehicles registered under subsection (21)(b) of this section shall pay the fee provided in section 49-435(2), Idaho Code.

(20) Subsections (15) through (19) of this section shall be in full force and effect on and after January 1, 2012.

(21) There shall be paid on all commercial and farm vehicles having a maximum gross weight in excess of sixty thousand (60,000) pounds, a registration fee based upon the maximum gross weight of a vehicle as declared by the owner and the total number of miles driven on roads and highways in the state, county, city and highway district systems in Idaho, and

if registered under the international registration plan (IRP), in all other jurisdictions. The appropriate registration fee shall be determined as follows:

(a) If the owner registers vehicles under the international registration plan (IRP), the appropriate mileage column shall be determined by the total miles an owner operated a fleet of vehicles on roads and highways in the state, county, city and highway district systems in Idaho and in all other jurisdictions in the preceding year, as defined in section 49-117, Idaho Code, and by the maximum gross weight of each vehicle within a fleet.

(b) If the owner registers vehicles under the international registration plan and determines that the average international registration plan fleet miles, calculated by dividing the total IRP fleet miles in all jurisdictions by the number of registered vehicles, is less than fifty thousand one (50,001) miles, the owner may apply to the department for refund of a portion of the registration fees paid, consistent with the fee schedules set forth in this section. The department shall provide an application for the refund. An owner making application for refund under this section shall be subject to auditing as provided in section 49-439, Idaho Code.

(c) If the owner is not registering vehicles under the international registration plan, the appropriate mileage column shall be determined by the total miles the owner operated each of the vehicles to be registered on roads and highways in the state, county, city and highway district systems in Idaho in the preceding year and by the maximum gross weight of each vehicle.

~~Maximum Gross  
Weight of Vehicle  
(Pounds)~~

~~Total Miles Driven~~

	<del>1 to</del>	<del>7,501 to</del>	<del>20,001 to</del>	<del>35,001 to</del>	<del>Over</del>
	<del>7,500</del>	<del>20,000</del>	<del>35,000</del>	<del>50,000</del>	<del>50,000</del>
<del>60,001-62,000</del>	<del>\$223</del>	<del>\$ 511</del>	<del>\$ 789</del>	<del>\$1,068</del>	<del>\$1,560</del>
<del>62,001-64,000</del>	<del>\$251</del>	<del>\$ 576</del>	<del>\$ 890</del>	<del>\$1,205</del>	<del>\$1,760</del>
<del>64,001-66,000</del>	<del>\$280</del>	<del>\$ 642</del>	<del>\$ 992</del>	<del>\$1,342</del>	<del>\$1,960</del>
<del>66,001-68,000</del>	<del>\$309</del>	<del>\$ 707</del>	<del>\$1,093</del>	<del>\$1,479</del>	<del>\$2,160</del>
<del>68,001-70,000</del>	<del>\$337</del>	<del>\$ 773</del>	<del>\$1,194</del>	<del>\$1,615</del>	<del>\$2,360</del>
<del>70,001-72,000</del>	<del>\$366</del>	<del>\$ 838</del>	<del>\$1,295</del>	<del>\$1,752</del>	<del>\$2,560</del>
<del>72,001-74,000</del>	<del>\$394</del>	<del>\$ 904</del>	<del>\$1,396</del>	<del>\$1,889</del>	<del>\$2,760</del>
<del>74,001-76,000</del>	<del>\$423</del>	<del>\$ 969</del>	<del>\$1,498</del>	<del>\$2,026</del>	<del>\$2,960</del>
<del>76,001-78,000</del>	<del>\$451</del>	<del>\$1,035</del>	<del>\$1,599</del>	<del>\$2,163</del>	<del>\$3,160</del>
<del>78,001-80,000</del>	<del>\$480</del>	<del>\$1,100</del>	<del>\$1,700</del>	<del>\$2,300</del>	<del>\$3,360</del>
<del>80,001-82,000</del>	<del>\$494</del>	<del>\$1,133</del>	<del>\$1,751</del>	<del>\$2,368</del>	<del>\$3,460</del>
<del>82,001-84,000</del>	<del>\$509</del>	<del>\$1,165</del>	<del>\$1,801</del>	<del>\$2,437</del>	<del>\$3,560</del>
<del>84,001-86,000</del>	<del>\$523</del>	<del>\$1,198</del>	<del>\$1,852</del>	<del>\$2,505</del>	<del>\$3,660</del>
<del>86,001-88,000</del>	<del>\$537</del>	<del>\$1,231</del>	<del>\$1,902</del>	<del>\$2,574</del>	<del>\$3,760</del>
<del>88,001-90,000</del>	<del>\$551</del>	<del>\$1,264</del>	<del>\$1,953</del>	<del>\$2,642</del>	<del>\$3,860</del>
<del>90,001-92,000</del>	<del>\$566</del>	<del>\$1,296</del>	<del>\$2,004</del>	<del>\$2,711</del>	<del>\$3,960</del>
<del>92,001-94,000</del>	<del>\$580</del>	<del>\$1,329</del>	<del>\$2,054</del>	<del>\$2,779</del>	<del>\$4,060</del>
<del>94,001-96,000</del>	<del>\$594</del>	<del>\$1,362</del>	<del>\$2,105</del>	<del>\$2,848</del>	<del>\$4,160</del>

	<del>Maximum Gross Weight of Vehicle (Pounds)</del>	<del>Total Miles Driven</del>				
		<del>1 to</del>	<del>7,501 to</del>	<del>20,001 to</del>	<del>35,001 to</del>	<del>Over</del>
		<del>7,500</del>	<del>20,000</del>	<del>35,000</del>	<del>50,000</del>	<del>50,000</del>
	<del>96,001-98,000</del>	<del>\$600</del>	<del>\$1,395</del>	<del>\$2,155</del>	<del>\$2,916</del>	<del>\$4,260</del>
	<del>98,001-100,000</del>	<del>\$623</del>	<del>\$1,427</del>	<del>\$2,206</del>	<del>\$2,985</del>	<del>\$4,360</del>
	<del>100,001-102,000</del>	<del>\$637</del>	<del>\$1,460</del>	<del>\$2,257</del>	<del>\$3,053</del>	<del>\$4,460</del>
	<del>102,001-104,000</del>	<del>\$651</del>	<del>\$1,493</del>	<del>\$2,307</del>	<del>\$3,121</del>	<del>\$4,560</del>
	<del>104,001-106,000</del>	<del>\$666</del>	<del>\$1,526</del>	<del>\$2,358</del>	<del>\$3,190</del>	<del>\$4,660</del>
	<del>106,001-108,000</del>	<del>\$680</del>	<del>\$1,558</del>	<del>\$2,408</del>	<del>\$3,258</del>	<del>\$4,760</del>
	<del>108,001-110,000</del>	<del>\$694</del>	<del>\$1,591</del>	<del>\$2,459</del>	<del>\$3,327</del>	<del>\$4,860</del>
	<del>110,001-112,000</del>	<del>\$709</del>	<del>\$1,624</del>	<del>\$2,510</del>	<del>\$3,395</del>	<del>\$4,960</del>
	<del>112,001-114,000</del>	<del>\$723</del>	<del>\$1,657</del>	<del>\$2,560</del>	<del>\$3,464</del>	<del>\$5,060</del>
	<del>114,001-116,000</del>	<del>\$737</del>	<del>\$1,689</del>	<del>\$2,611</del>	<del>\$3,532</del>	<del>\$5,160</del>
	<del>116,001-118,000</del>	<del>\$751</del>	<del>\$1,722</del>	<del>\$2,661</del>	<del>\$3,601</del>	<del>\$5,260</del>
	<del>118,001-120,000</del>	<del>\$766</del>	<del>\$1,755</del>	<del>\$2,712</del>	<del>\$3,669</del>	<del>\$5,360</del>
	<del>120,001-122,000</del>	<del>\$780</del>	<del>\$1,788</del>	<del>\$2,763</del>	<del>\$3,738</del>	<del>\$5,460</del>
	<del>122,001-124,000</del>	<del>\$794</del>	<del>\$1,820</del>	<del>\$2,813</del>	<del>\$3,806</del>	<del>\$5,560</del>
	<del>124,001-126,000</del>	<del>\$809</del>	<del>\$1,853</del>	<del>\$2,864</del>	<del>\$3,874</del>	<del>\$5,660</del>
	<del>126,001-128,000</del>	<del>\$823</del>	<del>\$1,886</del>	<del>\$2,914</del>	<del>\$3,943</del>	<del>\$5,760</del>
	<del>128,001-129,000</del>	<del>\$837</del>	<del>\$1,918</del>	<del>\$2,965</del>	<del>\$4,011</del>	<del>\$5,860</del>

	<u>Maximum Gross Weight of Vehicle (Pounds)</u>	<u>Total Miles Driven</u>				
		<u>1 to 7,500</u>	<u>7,501 to 20,000</u>	<u>20,001 to 35,000</u>	<u>35,001 to 50,000</u>	<u>Over 50,000</u>
1						
2						
3						
4						
5						
6	<u>60,001-62,000</u>	<u>\$234</u>	<u>\$537</u>	<u>\$828</u>	<u>\$1,121</u>	<u>\$1,638</u>
7	<u>62,001-64,000</u>	<u>\$264</u>	<u>\$605</u>	<u>\$935</u>	<u>\$1,265</u>	<u>\$1,848</u>
8	<u>64,001-66,000</u>	<u>\$294</u>	<u>\$674</u>	<u>\$1,042</u>	<u>\$1,409</u>	<u>\$2,058</u>
9	<u>66,001-68,000</u>	<u>\$324</u>	<u>\$742</u>	<u>\$1,148</u>	<u>\$1,553</u>	<u>\$2,268</u>
10	<u>68,001-70,000</u>	<u>\$354</u>	<u>\$812</u>	<u>\$1,254</u>	<u>\$1,696</u>	<u>\$2,478</u>
11	<u>70,001-72,000</u>	<u>\$384</u>	<u>\$880</u>	<u>\$1,360</u>	<u>\$1,840</u>	<u>\$2,688</u>
12	<u>72,001-74,000</u>	<u>\$414</u>	<u>\$949</u>	<u>\$1,466</u>	<u>\$1,983</u>	<u>\$2,898</u>
13	<u>74,001-76,000</u>	<u>\$444</u>	<u>\$1,017</u>	<u>\$1,573</u>	<u>\$2,127</u>	<u>\$3,108</u>
14	<u>76,001-78,000</u>	<u>\$474</u>	<u>\$1,087</u>	<u>\$1,679</u>	<u>\$2,271</u>	<u>\$3,318</u>
15	<u>78,001-80,000</u>	<u>\$504</u>	<u>\$1,155</u>	<u>\$1,785</u>	<u>\$2,415</u>	<u>\$3,528</u>
16	<u>80,001-82,000</u>	<u>\$519</u>	<u>\$1,190</u>	<u>\$1,839</u>	<u>\$2,486</u>	<u>\$3,633</u>
17	<u>82,001-84,000</u>	<u>\$534</u>	<u>\$1,223</u>	<u>\$1,891</u>	<u>\$2,559</u>	<u>\$3,738</u>
18	<u>84,001-86,000</u>	<u>\$549</u>	<u>\$1,258</u>	<u>\$1,945</u>	<u>\$2,630</u>	<u>\$3,843</u>
19	<u>86,001-88,000</u>	<u>\$564</u>	<u>\$1,293</u>	<u>\$1,997</u>	<u>\$2,703</u>	<u>\$3,948</u>
20	<u>88,001-90,000</u>	<u>\$579</u>	<u>\$1,327</u>	<u>\$2,051</u>	<u>\$2,774</u>	<u>\$4,053</u>
21	<u>90,001-92,000</u>	<u>\$594</u>	<u>\$1,361</u>	<u>\$2,104</u>	<u>\$2,847</u>	<u>\$4,158</u>
22	<u>92,001-94,000</u>	<u>\$609</u>	<u>\$1,395</u>	<u>\$2,157</u>	<u>\$2,918</u>	<u>\$4,263</u>
23	<u>94,001-96,000</u>	<u>\$624</u>	<u>\$1,430</u>	<u>\$2,210</u>	<u>\$2,990</u>	<u>\$4,368</u>
24	<u>96,001-98,000</u>	<u>\$639</u>	<u>\$1,465</u>	<u>\$2,263</u>	<u>\$3,062</u>	<u>\$4,473</u>
25	<u>98,001-100,000</u>	<u>\$654</u>	<u>\$1,498</u>	<u>\$2,316</u>	<u>\$3,134</u>	<u>\$4,578</u>
26	<u>100,001-102,000</u>	<u>\$669</u>	<u>\$1,533</u>	<u>\$2,370</u>	<u>\$3,206</u>	<u>\$4,683</u>
27	<u>102,001-104,000</u>	<u>\$684</u>	<u>\$1,568</u>	<u>\$2,422</u>	<u>\$3,277</u>	<u>\$4,788</u>
28	<u>104,001-106,000</u>	<u>\$699</u>	<u>\$1,602</u>	<u>\$2,476</u>	<u>\$3,350</u>	<u>\$4,893</u>
29	<u>106,001-108,000</u>	<u>\$714</u>	<u>\$1,636</u>	<u>\$2,528</u>	<u>\$3,421</u>	<u>\$4,998</u>
30	<u>108,001-110,000</u>	<u>\$729</u>	<u>\$1,671</u>	<u>\$2,582</u>	<u>\$3,493</u>	<u>\$5,103</u>
31	<u>110,001-112,000</u>	<u>\$744</u>	<u>\$1,705</u>	<u>\$2,636</u>	<u>\$3,565</u>	<u>\$5,208</u>
32	<u>112,001-114,000</u>	<u>\$759</u>	<u>\$1,740</u>	<u>\$2,688</u>	<u>\$3,637</u>	<u>\$5,313</u>
33	<u>114,001-116,000</u>	<u>\$774</u>	<u>\$1,773</u>	<u>\$2,742</u>	<u>\$3,709</u>	<u>\$5,418</u>
34	<u>116,001-118,000</u>	<u>\$789</u>	<u>\$1,808</u>	<u>\$2,794</u>	<u>\$3,781</u>	<u>\$5,523</u>
35	<u>118,001-120,000</u>	<u>\$804</u>	<u>\$1,843</u>	<u>\$2,848</u>	<u>\$3,852</u>	<u>\$5,628</u>
36	<u>120,001-122,000</u>	<u>\$819</u>	<u>\$1,877</u>	<u>\$2,901</u>	<u>\$3,925</u>	<u>\$5,733</u>
37	<u>122,001-124,000</u>	<u>\$834</u>	<u>\$1,911</u>	<u>\$2,954</u>	<u>\$3,996</u>	<u>\$5,838</u>
38	<u>124,001-126,000</u>	<u>\$849</u>	<u>\$1,946</u>	<u>\$3,007</u>	<u>\$4,068</u>	<u>\$5,943</u>
39	<u>126,001-128,000</u>	<u>\$864</u>	<u>\$1,980</u>	<u>\$3,060</u>	<u>\$4,140</u>	<u>\$6,048</u>
40	<u>128,001-129,000</u>	<u>\$879</u>	<u>\$2,014</u>	<u>\$3,113</u>	<u>\$4,212</u>	<u>\$6,153</u>



(d) In addition to the fees set forth in paragraphs (a) and (c) of this subsection (~~§21~~), an owner or operator may purchase a temporary permit as provided in section 49-432(2), Idaho Code, for operation of a vehicle at a weight in excess of the current, valid, registered maximum gross vehicle weight. The permit so issued shall be specific to the motor vehicle to which it is issued. No permit or fee shall be transferable or apportionable to any other vehicle, nor shall any such fee be refundable.

(e) Any commercial or farm vehicle registered for more than sixty thousand (60,000) pounds up to one hundred six thousand (106,000) pounds traveling fewer than two thousand five hundred (2,500) miles annually on roads and highways in the state, county, city and highway district systems in Idaho shall pay an annual registration fee of two hundred ~~fifty-five~~ sixty-eight dollars (~~\$255~~68). The provisions of section 49-437(2), Idaho Code, shall not apply to vehicles registered under this subsection (~~§21~~)(e).

~~(922) (a) During the first registration year that the fee schedule in subsection (8) (e) of this section is in use, an owner shall use the mileage data from the records used to report the mileage use fee in the immediately preceding year as the basis for determining the appropriate registration fee schedule.~~

~~(b)~~ Any owner who registers a motor vehicle for the first time and who has no mileage history for the vehicle shall estimate the miles to determine the appropriate fee schedule in subsection (~~§21~~)(c) of this section. When estimating the miles, the owner shall provide a statement on the application of the method used to arrive at the estimated miles.

~~(eb)~~ Any owner using any fee schedule other than the highest fee schedule under subsection (~~§21~~)(c) of this section, shall certify at the time of registration that the miles operated in the preceding year do not exceed the schedule applied for. Any owner using a fee schedule under subsection (~~§21~~)(c) of this section that is less than the highest schedule shall maintain records to substantiate the use of the schedule as required by section 49-439, Idaho Code.

~~(+023)~~ An owner registering under subsection (~~§21~~)(a) or (~~§21~~)(c) of this section may elect to pay the full annual registration fee at the time of registration or renewal of registration, or an owner may pay at least one-quarter (1/4) of the annual registration fee due. The remainder of the annual Idaho registration fee shall be paid in three (3) equal installments on dates as billed by the department.

~~(+124)~~ An owner registering or renewing a registration under subsection (~~§21~~)(a) of this section electing to use installment payments as provided in subsection (~~+023~~) of this section, shall pay all of the fees due to other IRP jurisdictions in addition to one-quarter (1/4) of the Idaho fee due at the time of registration or reregistration. The remainder of the annual Idaho registration fee shall be paid in three (3) equal installments on dates as billed by the department.

~~(12) If any vehicle or combinations of vehicles haul nonreducible loads, as authorized under the provisions of section 49-1004, Idaho Code, and weigh less than the starting weights per axle configuration listed in column 1 of subsection (2), section 49-1004, Idaho Code, then and in that event there shall be paid for that vehicle, in addition to the other fees required in this section, an additional use fee of 2.1 mills per mile for each two thousand (2,000) pounds or fraction thereof of the maximum gross weight in excess of those set forth in section 49-1001, Idaho Code.~~

SECTION 8. That Section 49-435, Idaho Code, be, and the same is hereby amended to read as follows:

1        49-435. PROPORTIONAL REGISTRATION OF COMMERCIAL VEHICLES. (1) Any  
 2 owner engaged in operating one (1) or more fleets of commercial vehicles may, in lieu of the  
 3 registration fees imposed by section 49-434, Idaho Code, register each fleet for operation in this  
 4 state by filing an application with the department which shall contain the information required  
 5 by the international registration plan (IRP) agreement. Any owner who makes application for  
 6 proportional registration under the provisions of the international registration plan shall comply  
 7 with the terms and conditions of the IRP agreement.

8        (2) The department shall register the vehicle so described and identified and may issue  
 9 license plates or distinctive sticker or other suitable identification device for each vehicle listed  
 10 in the application upon payment of the fees required under subsections (1) ~~and through~~ (821)  
 11 of section 49-434, Idaho Code, as applicable, and an additional identification charge of ~~eight~~  
 12 fourteen dollars (~~\$8~~14.00) per vehicle. The fees collected for the additional identification  
 13 shall be deposited to the state highway account. A registration card shall be issued for each  
 14 proportionally registered vehicle appropriately identifying it which shall be carried in or upon  
 15 the vehicle identified at all times.

16        (3) Fleet vehicles so registered and identified shall be deemed to be fully licensed and  
 17 registered in this state for any type of movement or operation.

18        (4) The right to the privilege and benefits of proportional registration of fleet vehicles  
 19 extended by this section, or by any contract, agreement, arrangement or declaration made under  
 20 the authority provided in section 49-201, Idaho Code, shall be subject to the condition that  
 21 each fleet vehicle proportionally registered shall also be proportionally or otherwise properly  
 22 registered in at least one (1) other jurisdiction during the period for which it is proportionally  
 23 registered in this state.

24        (5) No provision of this section relating to proportional registration of fleet vehicles shall  
 25 be construed as requiring any vehicle to be proportionally registered if it is otherwise registered  
 26 in this state for the operation in which it is engaged including regular registration or temporary  
 27 trip permit.

28        SECTION 9. That Section 49-439, Idaho Code, be, and the same is hereby amended to  
 29 read as follows:

30        49-439. AUDIT GUIDELINES. (1) The state tax commission on behalf of the  
 31 department may audit an owner of motor vehicles subject to fees pursuant to this chapter.

32        (2) Every owner whose fees are computed as specified in section 49-434 or 49-435,  
 33 Idaho Code, except those registering under subsection (~~821~~)(c) of section 49-434, Idaho Code,  
 34 for over fifty thousand (50,000) miles driven, shall maintain records and permit the state tax  
 35 commission to inspect the records upon request to substantiate that the actual miles traveled, if  
 36 using a mileage schedule in subsection (~~821~~)(c) of section 49-434, Idaho Code, are less than the  
 37 maximum mileage schedule.

38        (3) When the records are maintained outside this state by owners engaged in  
 39 transportation in this state, the owner shall reimburse the state tax commission for reasonable  
 40 expenses incurred by the state tax commission in conducting audits of those records and  
 41 accounts at the out-of-state location. The owner or the state tax commission may request that  
 42 the records be presented at a place within the state designated by the state tax commission. The  
 43 records must be presented by a representative of the owner who is familiar with the records and  
 44 who is responsible for the safekeeping of the records.

(4) Every owner is required to maintain records for the current year and the three (3) years immediately preceding. If an assessment has been made, such audit assessment may be collected by a proceeding in court within a period of three (3) years after the assessment or a final order entered pursuant to subsection (7) of this section.

(5) An owner who fails to maintain records as required by the provisions of this section may have the registration of all vehicles registered under section 49-434 or 49-435, Idaho Code, suspended until such time as adequate records as required by the provisions of this section are provided. In the event that the owner does not produce records, the state tax commission may generate a notice of deficiency based on an estimate of the operation. The state tax commission shall develop a methodology to be used to calculate a notice of deficiency based on an estimate of the operation. That methodology shall be in accordance with the international registration plan and international fuel tax agreement guidelines.

(6) The state tax commission shall provide the carrier with notice of deficiency and the opportunity to use the appeals process prior to a suspension. An owner may contest a notice of deficiency made by the state tax commission within thirty (30) days from receipt of the notice by filing an appeal in accordance with sections 63-3045, 63-3045B, 63-3047, 63-3048 and 63-3049, Idaho Code.

(7) An owner, as identified by the state tax commission, who fails to pay any audit assessment due is subject to suspension of vehicle registrations. A reinstatement fee of forty dollars (\$40.00) shall be imposed in addition to a penalty of ten percent (10%) of the amount of audit assessment determined to be due, plus interest of one percent (1%) of the amount of the audit assessment due for each month or fraction thereof after the original registration fee became due. An order suspending the vehicle registration shall be mailed to the owner by the department. The suspension shall be canceled if the payment due is made, plus penalty and interest, along with the reinstatement fee of forty dollars (\$40.00) per carrier within fifteen (15) days after receipt of the suspension order. The reinstatement fees shall be deposited to the state highway account. The department shall not reregister or permit a vehicle to operate on a trip permit until all audit assessments, penalties and interest have been paid.

SECTION 10. That Section 49-443, Idaho Code, be, and the same is hereby amended to read as follows:

49-443. LICENSE PLATES TO BE FURNISHED BY DEPARTMENT – FORM AND CONTENTS. (1) The assessor or the department shall furnish to every owner whose vehicle is registered or licensed by that office, pursuant to sections 49-402 and 49-402A, Idaho Code, one (1) license plate for vehicles registered under the provisions of section 49-406, 49-406A or 49-408, Idaho Code, or a motorcycle, trailer, truck-tractor, or semitrailer; one (1) restricted vehicle license plate for all-terrain vehicles, utility type vehicles and motorbikes licensed pursuant to this chapter; and two (2) license plates for every other motor vehicle. If a vehicle is issued one (1) plate only, that plate shall be displayed in accordance with the provisions of section 49-428, Idaho Code. For vehicles registered under the provisions of section 49-407, Idaho Code, the applicant shall provide one (1) plate to be displayed on the rear of the vehicle.

Commencing January 1, 1992, the color and design of the plates shall be comparable to the color and design of the statehood centennial issue of license plates with blue numerals and letters on a multicolored red, white and blue background. Each license plate must bear upon its face the inscriptions "Famous Potatoes" and "Scenic Idaho." The restricted vehicle license plate for all-terrain vehicles, utility type vehicles and motorbikes shall be a white background

1 with black numerals and letters, with "Idaho Restricted Vehicle" and the year of its expiration  
 2 on its face and no other inscription. The restricted vehicle license plate shall be the same size  
 3 required for the motorcycle license plate.

4 Every license plate shall have displayed upon it the registration number assigned to the  
 5 vehicle and its owner and the name "Idaho" which may be abbreviated. The plates issued  
 6 under the provisions of section 49-402(1), (5) and (7), Idaho Code, and the required letters  
 7 and numerals, including an identification of the county in which the motor vehicle to which  
 8 the plates will be affixed is registered, shall be of sufficient size to be plainly readable from a  
 9 distance of seventy-five (75) feet during daylight, and each license plate and registration sticker  
 10 shall be treated with a fully reflectorized material according to specifications prescribed by the  
 11 board.

12 (2) License plates shall be valid for a period of seven (7) years beginning with the date  
 13 of issuance of new plates. At the end of the sixth year, the registered owner shall receive  
 14 notice of the date upon which the plates will expire. The department shall implement a  
 15 plate-number reservation program beginning prior to the 1999 plate issue and following once  
 16 every seven (7) years thereafter, for a limited plate-number sequence in each county which  
 17 chooses to offer a reservation program. Requests for license plate number reservations shall  
 18 be submitted to the county during the open reservation period established by the department.  
 19 The department may charge a minimal fee as determined by the board to recover costs to the  
 20 department for reservation of license plate numbers. The provisions of this subsection (2) shall  
 21 not apply to any license plates issued pursuant to the provisions of subsection (4), (12) or (18)  
 22 of section 49-434(4), Idaho Code.

23 (3) If a license plate number has expired as provided in subsection (2) of this section and  
 24 the number was not reserved, or if the vehicle registration is not renewed within sixty (60) days  
 25 of its expiration, the plate number shall be available for use by another registrant. To obtain a  
 26 specific number in the recycled license plate number file, the owner of a registered vehicle shall  
 27 pay a one (1) time fee as determined by rule of the board.

28 The provisions of this subsection shall apply only to vehicles registered under the  
 29 provisions of subsections (1), (5) and (7) of section 49-402(4), Idaho Code, and subsections (1),  
 30 (9) and (15) of section 49-434(4), Idaho Code, as it applies to noncommercial vehicles.

31 (4) License plates issued for vehicles required to be registered in accordance with  
 32 the provisions of sections 49-402 and 49-402A, Idaho Code, shall be issued color coded  
 33 registration validation stickers showing the year of registration. Each registration validation  
 34 sticker shall bear a number from 1 through 12, which number shall correspond to the month  
 35 of the calendar year in which the registration of the vehicle expires and shall be affixed to the  
 36 lower right-hand corner of the plates within the outlined rectangular area.

37 (5) License plates for utility trailers registered under the provisions of section 49-402A,  
 38 Idaho Code, which are issued for five (5) or ten (10) years and license plates for rental utility  
 39 trailers registered under the provisions of section 49-434, Idaho Code, which are issued for up  
 40 to five (5) years, shall use the design in effect on the date of manufacture. If a design change  
 41 occurs, plates from the effective date of the design change shall be manufactured using the new  
 42 design. Unexpired plates need not be reissued to conform to a design change.

43 (6) For license plates which are lost, stolen, mutilated, or illegible, the owner shall  
 44 apply for a duplicate or substitute. The assessor shall also furnish for each registration, and  
 45 to validate the license plate, a pressure-sensitive, uniquely-numbered registration sticker, except  
 46 for trailers and semitrailers registered under the nonexpiring provisions in section 49-434, Idaho

Code. License plates issued for state, county and city motor vehicles shall be permanent and remain on the vehicle for which issued from year to year, and need no renewal or validation sticker.

(7) Whenever a vehicle is completely destroyed by fire or accident and the operator submits satisfactory proof of that destruction to the department or appropriate assessor's office, the registration use increment and fees shall be transferred to the replacement vehicle for a service transfer fee of ~~five~~ seven dollars and fifty cents (~~\$57.050~~), which fee shall be retained by the registering authority. None of the original fees shall be subject to refund.

(8) The department shall furnish to every owner whose vehicle is registered under sections 49-434 and 49-435, Idaho Code, a pressure-sensitive, uniquely-numbered registration sticker to validate the license plate, provided however, the provisions of this subsection (8) shall not apply to trailers and semitrailers registered under the provisions of section 49-434(4), (12) or (18), Idaho Code.

(9) The board shall have authority to require the return to the department of all license plates and registration stickers upon termination of the lawful use of them by the owner.

(10) The board may promulgate such rules as are necessary to implement the provisions of this section.

SECTION 11. That Section 49-450, Idaho Code, be, and the same is hereby amended to read as follows:

49-450. ADDITIONAL FEE FOR EACH PLATE ISSUED. In addition to the vehicle registration fee provided by law, whenever any plate is issued for vehicle registration, there shall be charged a fee of ~~three~~ five dollars (~~\$35.00~~) per plate, which shall be deposited into the plate manufacturing account created in section 49-450A, Idaho Code. The actual cost of producing and distributing license plates and the fifty cents (\$.50) per plate fee designated to the Idaho heritage trust for the use of the copyrighted design provided for in section 49-443(1), Idaho Code, shall be paid from the plate manufacturing account. The difference between deposits into the account and disbursements out of the account not required for future obligations shall be transferred by the state controller from the plate manufacturing account to the highway distribution account as established in section 40-701, Idaho Code, for apportionment as designated in that section. Funds designated to the Idaho heritage trust shall be matched with equal funds from other sources for funding projects designed to preserve Idaho's historic resources.

SECTION 12. That Section 67-7122, Idaho Code, be, and the same is hereby amended to read as follows:

67-7122. REQUIREMENTS – REGISTRATION – PROCEDURE. (1) On or before January 1 of each year, the owner of any all-terrain vehicle, motorbike or utility type vehicle as defined in section 67-7101, Idaho Code, or any motorcycle as defined in section 49-114, Idaho Code, used off public highways, on unpaved highways located on state public lands or federal public lands which are not part of the highway system of the state of Idaho or on highways as prescribed in section 49-426(3) and (4), Idaho Code, but excluding those vehicles used exclusively on private land for agricultural use or used exclusively for snow removal purposes as provided in section 49-426(2), Idaho Code, shall register that vehicle with the county assessor or other county motor vehicle office as may be designated by the

1 county assessor. A fee of ten dollars (\$10.00) shall be charged for each registration, which fee  
2 includes a one dollar and fifty cent (\$1.50) fee to be retained by the county assessor and the  
3 remainder of which shall be remitted to the department together with a duplicate copy of the  
4 application form, noting the number of the registration sticker issued.

5 (2) Each motorbike, all-terrain vehicle or utility type vehicle sold to an Idaho resident,  
6 but excluding those vehicles to be used exclusively on private land for agricultural use or used  
7 exclusively for snow removal purposes as provided in section 49-426(2), Idaho Code, must be  
8 registered.

9 (a) Application blanks and registration stickers shall be supplied by the department and  
10 the registration sticker shall be issued to the person making application for registration.

11 (b) All registration stickers which are issued shall be in force through December 31 of  
12 the issued year. All registration stickers shall be renewed by the owner of the all-terrain  
13 vehicle, motorbike or utility type vehicle in the same manner provided for in the initial  
14 securing of the same or with any vendor authorized by the department. A vendor issuing  
15 a renewal registration sticker shall retain a one dollar and fifty cent (\$1.50) vendor fee  
16 and remit the remainder of the ten dollar (\$10.00) renewal registration sticker fee to the  
17 department together with a duplicate copy of the application form, noting the number of  
18 the registration sticker issued.

19 (c) The issued registration sticker shall be placed upon the restricted vehicle license plate  
20 of the all-terrain vehicle, motorbike or utility type vehicle or upon the license plate of a  
21 vehicle registered pursuant to section 49-402(3), Idaho Code, in such a manner that it is  
22 completely visible, does not cover the license plate numbers or letters and shall be kept in  
23 a legible condition at all times.

24 (3) For operation of a motorbike that meets the requirements specified in section  
25 49-114(10), Idaho Code, on the public highways, the vehicle shall also be registered pursuant  
26 to the provisions of section 49-402(3), Idaho Code. A motorbike that meets the requirements  
27 specified in section 49-114(10), Idaho Code, and that is registered pursuant to section  
28 49-402(3), Idaho Code, shall not be required to obtain a restricted license plate pursuant to  
29 section 49-402(~~49~~), Idaho Code.

30 SECTION 13. This act shall be in full force and effect on and after January 1, 2010.